

**IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF NEBRASKA**

<b>MARLIN E. JONES,</b>	)	
	)	
<b>Plaintiff,</b>	)	
	)	<b>4:05cv3071</b>
<b>vs.</b>	)	
	)	<b>ORDER</b>
<b>CITY OF NORTH PLATTE,</b>	)	
<b>NEBRASKA, et al.,</b>	)	
	)	
<b>Defendants.</b>	)	

This matter is before the court on plaintiff's Motion for Appointment and Continuance of Conference (#52), filed September 7, 2005. A Rule 16 planning conference is scheduled for September 12, 2005 at 10:00 a.m. In light of the fact that there are several pending motions, the court finds a conference with the parties would be beneficial. Therefore,

**IT IS ORDERED:**

1. The portion of plaintiff's motion (#52) requesting a continuance of the September 12, 2005 conference is denied. The conference will be held as scheduled and set out in the court's Order Setting Schedule for Initial Progression of Case (#31).

2. The portion of plaintiff's motion requesting the appointment of counsel will be addressed at the conference.

Dated this 8<sup>th</sup> day of September 2005.

BY THE COURT:

S/ F.A. Gossett  
United States Magistrate Judge